IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

FRIDAY, THE 1ST DECEMBER 2006 / 10TH AGRAHAYANA 1928

RP.No. 88 of 2004(E) in M.F.A.No.822 of 1994

REVIEW PETITIONER/6TH RESPONDENT IN MFA:

DILEEP, S/O. RAGHAVAN,
KARIPPILLY MALAYIL HOUSE, VADAKARA KARA,
VELLOOR VILLAGE.

BY ADV. SRI.P.P.JACOB

RESPONDENTS: APPELLANT/RESPONDENTS 1 TO 5 IN MFA:
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1. NATIONAL INSURANCE CO. LTD.,
REP. BY ITS ASSISTANT MANAGER, MOTOR THIRD PARTY
CLAIMS OFFICE, VETTUKKATTIL BLDGS., M.G.ROAD,
ERNAKULAM.

2. A.R.RATNAKUMARI,
MANATTUKUDIYIL HOUSE, KOZHIPPILLY,
KOTHAMANGALAM.

3. RANJIT BOSE M. (MINOR),
S/O. BOSE, -DO- -DO-.

4. KUMARAN, -DO-.

5. T.K.GOMATHY, -DO-.

6. K.BALACHANDRAN, S/O. KUMARAN,
KANJIRAKKATTU VEEDU, ALAPURAM, MONIPILLY.

BY ADV. SRI.V.P.K.PANICKER
SRI.K.JAJU BABU
SRI.P.SANTHALINGAM
SMT.JEENA JOSEPH

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 01/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.B.KOSHY & K.PADMANABHAN NAIR, JJ.

R.P.NO.88 of 2004 in
M.F.A.NO.822 OF 1994

Dated 1st December, 2006

ORDER

Koshy,J.

This is a petition for reviewing the judgment passed on 9th June, 2003. Against the award passed by the Motor Accidents Claims Tribunal, Insurance Company filed an appeal stating that their liability as per the policy was limited to Rs.50,000/=. After perusing the policy, we have affirmed that the policy contained a limitation clause. Now the driver of the vehicle has filed this review petition stating that the amount of compensation awarded by the Tribunal was excessive. He did not file any appeal against the award in this regard. Therefore, there is no point to review the judgment which only determine the liability of the insurance company. In any event, no grounds necessary for reviewing the judgment are made out. The review petition is dismissed.

J.B.KOSHY
JUDGE

K.PADMANABHAN NAIR
JUDGE

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